IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY THIRD DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO.17120 of 2004

Between:

Y. Srinivasulu, S/o. Y. Iliah,
APIIC Limited,

Zonal Office, Moulali,

Hyderabad.

..... PETITIONER

AND

The Andhra Pradesh Industrial Infrastructure Corporation Limited,

6th Floor, Parisrama Bhavanam,
Bashirbagh, Hyderabad, Rep. by the Vice Chairman and

Managing Director.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to invoke the special original jurisdiction under Article 226 of the Constitution of India and be pleased to issue order or direction more in the nature of Writ of Mandamus to the Respondent - Corporation for regularization of my services from 25-11-1993 in terms of G.O.Ms.No.212, Dt.22-4-1994, Finance (PE-III) Department on par with other similarly placed NMR employees.

Counsel for the Petitioner:MR.ARCOTNARAYAN RAO, Advocate

For the Respondent: MR.JANARDHAN RAO KOTAMA RAJU, Advocate

The Court in the admission stage made the following:-

O R D E R:

The petitioner is working as a watchman (NMR) in the respondent-A.P.Industrial Infrastructure Corporation Limited. He contends that he joined in the service of the respondent-Corporation on 10-2-1987 as NMR Watchman. He was orally terminated from service w.e.f., 01-01-1993. He filed I.D.No.35 of 1993 before the labour Court, Warangal and the labour Court passed an award directing to reinstatement of the petitioner into service as a regular NMR. The Writ Petition filed by the respondent challenging the order of the Industrial Tribunal was dismissed on 08-04-2002. The respondent on 05-08-1998 reinstated the petitioner though, his services have not been regularized by the respondent till today. Learned Counsel for the petitioner further contends that the Government of A.P had issued G.O.Ms.No.212, dated 22-4-1994 of Finance (FW.PC.III) department for regularization of services of NMR's who have completed 5 years of service as on 25-11-1993. The petitioner claims that he completed 5 years of regular service in the respondent Corporation as NMR Watchman. The service of other NMR's was regularized on the basis of their qualifications. The petitioner made several representations, but no orders have been issued for regularizing his services from 15-6-1994. He made a representation on 5-7-2004, and he issued a legal notice but the respondent has not passed any orders regarding his request for regularization of the services. The petitioner therefore, approached this Court seeking a direction to the respondent to examine his case

and to issue orders for regularizing his services basing on the representation dated 15-6-1994 and legal notice dated 5-7-2004. In the light of the facts and circumstances explained by the petitioner, the respondent is directed to consider the representation of the petitioner dated 15-6-1994 and legal notice dated 5-7-2004, and pass appropriate orders keeping their view in G.O.M.S.No.212 dated 22-4-1994 and the subsequent amendments if any within three months from the date of receipt of this order.

Accordingly, the Writ Petition is disposed of. No order as to costs.

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23rd September 2004.

Mrb

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Andhra Pradesh Industrial Infrastructure Corporation Limited,

6th Floor, Parisrama Bhavanam,

Bashirbagh, Hyderabad, Rep. by the Vice Chairman and

Managing Director.

2. Two CD copies.